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Case No. 3:23-cv-03461-TLT-RMI-SK

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NOTICE OF INTENT TO STAND ON AMENDED COMPLAINT

UNITED STATES DISTRICT COURT  
DISTRICT OF NORTHERN CALIFORNIA  
SAN FRANCISCO DIVISION

COURTNEY MCMILLIAN and RONALD COOPER, on behalf of themselves and all others similarly situated,

**Plaintiffs,**

V.

X CORP., f/k/a/ TWITTER, INC.,  
X HOLDINGS, ELON MUSK, DOES,

## Defendants.

Case No. 3:23-cv-03461-TLT-RMI-SK

## **NOTICE OF INTENT TO STAND ON COMPLAINT**

Judge: Trina L. Thompson

Plaintiffs Courtney McMillian and Ronald Cooper, on behalf of themselves and all others similarly situated, respectfully inform the Court that Plaintiffs intend to stand on the Amended Complaint dismissed by the Court on July 9, 2024. *See* Dkt. 97.

Plaintiffs respectfully request that the Court enter an appealable final judgment so Plaintiffs may pursue an appeal to the United States Court of Appeals for the Ninth Circuit. *See, e.g.*, *Edwards v. Marin Park, Inc.*, 356 F.3d 1058, 1064 (9th Cir. 2004) (holding that after the court dismisses a complaint with leave to amend, “[a] plaintiff may obtain an appealable final judgment

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## **NOTICE OF INTENT TO STAND ON AMENDED COMPLAINT**

1 by ‘fil[ing] in writing a notice of intent not to file an amended complaint’’ (quoting *WMX Techs., Inc. v. Miller*, 104 F.3d 1133, 1135 (9th Cir. 1997)).

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4 DATED: July 30, 2024

Respectfully submitted,

5 Sanford Heisler Sharp, LLP

6 By: /s/ Kate Mueting

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8 (admitted *pro hac vice*)

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Attorney for Plaintiffs  
and the Potential Class

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